



California Regional Water Quality Control Board

Los Angeles Region



Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful

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Agency Secretary

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Arnold Schwarzenegger
Governor

Minutes

Los Angeles Regional Water Quality Control Board
May 5, 2005 Regular Board Meeting
City of Simi Valley, Council Chambers
2929 Tapo Canyon Road, Simi Valley, CA.

Item 1. Roll Call

The meeting was called to order by Chair Susan Cloke at 9:14 a.m.

Board Members Present: Susan Cloke (Chair), Timothy Shaheen (Vice Chair), Julie Buckner-Levy, Fran Diamond, Mary Ann Lutz, Brad Mindlin and H. David Nahai.

Board Members Absent: Bonny Herman

Staff Present: Jonathan Bishop, David Bacharowski, Ronji Harris, Michael Lauffer, Robert Sams, Stephen Cain, Blythe Ponek-Bacharowski, Paula Rasmussen, Melinda Becker, Veronica Cuevas Alpuche, Mazhar Ali, David Hung, Elizabeth Erickson, Samuel Unger, Tony Rizk,, Don Tsai, L.B. Nye

Individuals Whose Names Appear on the Meeting Sign-In Sheet

Dr. Mark Gold, Heal the Bay	Mr. Saran Rothenbert, UCLA
Ms. Sue Boecker, Save Open Space	Ms. Melissa Thorne, Downey Brand
Mr. Arne Anselm, City of Thousand Oaks	Dr. Guy Witney, California Avocado Commission
Mr. Casey Clark, Resident	Mr. Michael Murphy, City of Santa Clarita
Mr. Cris Perez, Newhall Land and Farming	Mr. Bob Wu, Caltrans, District 7
Mr. Oliver Cramer, City of Santa Clarita	Ms. Anita Kuhlman, City of Camarillo
Ms. Jacqy Gamble, Las Virgenes MWD	Mr. Dean Morales, City of Thousand Oaks
Ms. Maria Austin, Caltrans	Mr. E. J. Remson, The Nature Conservancy
Mr. Matt Freeman, Camulos Ranch	Mr. Cecil Martinez, Sunrise Growers
Ms. Laura Behjan, City of Simi Valley	Mr. Tim O'Neill, Valley Crest Tree Company
Ms. Kathy Long, Ventura County Supervisor	Mr. John Flynn, Rep. Ventura County Supervisor
Mr. Tim Piasky, Building Industry Association	Mr. Mohammed Hasan, Representing self
Mr. Rex Laird, Farm Bureau	Mr. Jeff Hershman, City of Oxnard
Dr. Cindy Lin, United States Environmental Protection Agency	Mr. Dana Wisehart, United Water Conservation District
Mr. Rob Roy, Ventura County Agricultural Water Quality Coalition	Mr. Brian Louie, Los Angeles County Sanitation District

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Ms. Ann Heil, Los Angeles County Sanitation District	Ms. Elaine Freeman, Calleguas Watershed Commission, Land Use Co-Chair
Mr. James Lloyd-Butler, Lloyd-Butler Family Partnerships	Mr. Dan Detmer, United Water Conservation District
Mr. Richard Hajas, Camrosa Water District	Ms. Elizabeth Crawford, Representing Ventura County Supervisor Linda Parks

Item 2. Order of Agenda.

The Executive Officer, Jonathan Bishop, recommended that Agenda Items 16 & 17 be heard prior to Agenda Item 15.

MOTION: To hear Agenda Items 16 and 17 prior to Agenda Item 15.

First: Board Vice Chair Tim Shaheen,

Second: Board Member Julie Buckner-Levy

Vote: Approved by unanimous vote

Item 3. Approval of April 7, 2005 Draft Meeting Minutes.

MOTION: To approve the April 17, 2005 draft meeting minutes

First: Board Member Fran Diamond

Seconded: Board Member David Nahai

Vote: Approved by unanimous vote

Item 3(a). Award Presentation.

Chair Cloke thanked outgoing Chair Francine Diamond and expressed the appreciation of the Board for her commitment, dedication and accomplishments.

Item 4. Board Member Communications.

Board Chair Susan Cloke: Met with Los Angeles County Supervisor Zev Yaroslavky's deputy regarding forthcoming Total Maximum Daily Loads (TMDLs); Represented the Board at a community cleanup event sponsored by State Board's Erase the Waste Campaign; and on April 26th and 27th attended the Board Chairs meeting in Sacramento, California.

Board Member Fran Diamond: Discussed with Los Angeles City Council Member a bridge repair/replacement project in Lakeview Terrace.

Board Member Mary Ann Lutz: Attended an Industrial Storm Water Case Study on April 19, 2005 with the Executive Officer, Jonathan Bishop, hosted by the Los Angeles County Sanitation Districts.

Item 5. Executive Officer's Report.



Report given by Jonathan Bishop, Executive Officer, and posted on the Board's website:
www.swrcb.ca.gov/~rwqcb4/html/eo_reports/eo_reports.html .

Item 6. Public Forum.

Ms. Sue Boecker, Save Open Space
Mr. Mohammed Hasan, Community Member
Mr. Rob Roy, Ventura County Agricultural Water Quality Coalition
Mr. Darrell H. Nelson, Community Member
Mr. Matt Freeman, Camulos Ranch
Mr. Guy Witney, California Avocado Commission
Mr. Dan Detmer, United Water Conservation District
Supervisor Kathy Long, Ventura County Board of Supervisors
Supervisor John Flynn, Ventura County Board of Supervisors
Ms. Elizabeth Crawford, Representing Linda Parks, Ventura County Board of Supervisors
Mr. Bill Reiman, Catalinos Berry Farms and California Strawberry Commission
Mr. John Pullam, Mandalay Berry Farms and California Strawberry Commission
Mr. Lloyd-Butler, Lloyd-Butler Family Partnerships
Mr. Tim O'Neill, Valley Crest Tree Company
Mr. Cecil Martinez, Sunrise Growers
Mr. Rex Laird, Farm Bureau
Dr. Mark Gold, Heal the Bay

Item 7. Uncontested Action Items Calendar.

MOTION: To deem non-controversial and approve Agenda Items 8 through 14, with change sheets.

First: Board Member David Nahai

Second: Board Member Brad Mindlin

Vote: Approved by unanimous vote

[Chair Susan Cloke welcomed Jerry Securdy, who had joined the meeting. Mr. Securdy was introduced as a State Water Board Member and liaison to Regional Boards 3, 4 and 6.]

Item 16: Public Workshop to consider a proposed Basin Plan Amendment to incorporate a Total Maximum Daily Load (TMDL) to organochlorine pesticides, polychlorinated biphenyls, and siltation in Calleguas Creek, its tributaries and Mugu Lagoon.

Workshop Opened and Oath Administered.

Staff Report:

Samuel Unger, TMDL Unit Chief

Public Comment:

Mr. Jeff Hershman, City of Oxnard

Mr. Rex Laird, Farm Bureau

Dr. Mark Gold, Heal the Bay



Mr. Richard Hajas, Camrosa Water District
Dr. Cindy Lin, United States Environmental Protection Agency

Board Discussion Topics:

- appropriateness of a 20-year implementation schedule
- achieving consistency with implementation deadlines
- implementation cost estimates need to be better explained and justified
- societal factors should be considered when developing cost estimates
- projected costs of not implementing the TMDL
- implementation schedule (start and end dates or “effective dates”) needs to be clarified
- rational for time lines need to be provided
- what are the consequences of shortening or lengthening time lines
- what types of BMPs are being considered

Board Direction:

Staff directed to return to the Board and address the concerns expressed during board discussion. Specific consideration is to be given to the following: the rationale for and components of the proposed implementation schedule; the impact of modifying—shortening or lengthening—the proposed implementation schedule; the cost of implementation strategies (e.g., BMPs) and the societal cost of not implementing the proposed TMDL.

Item 17. Public Workshop to consider a proposed Basin Plan Amendment to incorporate a Total Maximum Daily Load to reduce toxicity and the pesticides chlorpyrifos and diazinon in the Calleguas Creek.

Workshop Opened and Oath Administered.

Staff Report:

Samuel Unger, TMDL Unit Chief;

Public Comment:

Mr. Rex Laird, Farm Bureau
Dr. Mark Gold, Heal the Bay
Dr. Cindy Lin, United States Environmental Protection Agency

Board Discussion Topics:

- will TMDLs have to be developed for replacement/next generation pesticides or will TMDLs under development address these new constituents

Board Direction

Staff directed to return to the Board and address the concerns articulated during board discussion on Item 16, but in the context of Item 17.

Item 18. Closed session.



Notice was given that only Agenda Items 18.1, 18.3, 18.4, 18.7 and 18.8 would be discussed in closed session.

Items 15.1 and 15.2. Consideration of NPDES Permit revisions for County Sanitation Districts of Los Angeles County's Publicly Owned Treatment Works (POTWs) for Saugus Water Reclamation Plant, and Valencia Water Reclamation Plant.

Public Hearing Opened and Oath Administered.

Staff Report:

Ms. Blythe Ponek-Bacharowski, Acting Chief Watershed Regulatory

Public Comment:

Mr. Louise Rishoff, Representing Assembly Member Fran Pavley
Mr. Cris Perez, Newhall Land and Farming
Ms. Vicki Conway, Los Angeles County Sanitation District
Mr. Oliver Cramer, City of Santa Clarita
Dr. Guy Witney, California Avocado Commission
Mr. E.J. Remson, The Nature Conservancy
Mr. Rex Laird, Farm Bureau
Mr. Rob Roy, Ventura County Agricultural Water Quality Coalition
Mr. Casey Clark, Community Member
Mr. Dan Detmer, United Water Conservation District
Mr. Matthew Freeman, Camulos Ranch

Board Discussion Topics:

- what would be the consequences if the Board elected not to act on the two agenda items
- what are the linkages between the proposed order, individual permits and TMDLs
- Board's ability to change time limits
- what are notification requirements
- need to balance opposing interests and demands
- what is the actual sensitivity of strawberries and avocados
- what is the relationship between native and imported crop stock and water
- would it be possible to open or amend if the 100 numeric target is found to be required
- possibility of inserting language in the TMDL that any change in the TMDL would require an automatic revision in relevant permits
- what is the time frame for a TMDL reopener
- do permits automatically adopt TMDL modifications
- what other measures could be taken to reduce pollutant loads in Santa Clara River, perhaps with other stakeholders
- when do chloride limits become enforceable
- when do timelines become enforceable
- what is the relationship between interim limits and changes in water source, notably imported water
- are time frames appropriate to protect current agricultural uses



- would elimination of self-regenerating water softeners be sufficient to reach water quality goals
- request for additional information on recent changes in chloride levels
- would the decision to postpone Board action cause any prejudice or hardship
- would the decision to postpone Board action until September impact when water quality goals might be achieved

MOTION: Adopt the proposed revised tentative NPDES order, with direction to staff to speedily resolves the issues discussed during the hearing.

First: Board Member Mary Ann Lutz

Second: Board Member David Nahai

Vote: Approved by unanimous vote

Item 19. Adjournment of Current Meeting

MOTION: To adjourn the meeting in honor of the birth of Orrin Paul Cloke

First: Board Member Julie Buckner-Levy

Second: Board Member David Nahai

Vote: Approved by unanimous vote

Meeting was adjourned at 4:38p.m.

The next regular meeting is scheduled for June 2, 2005 at the Metropolitan Water District of Southern California, 700 North Alameda Street, Los Angeles, California beginning at 9:00 a.m.

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